



15920 U.S. PTO

BOSE MCKINNEY &amp; EVANS LLP

CUSTOMER NUMBER 25267

2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204

PATENT APPLICATION

2857 U.S. PTO  
10/811182Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Applicant(s): Scott Simmonds et al.

Title: BED SIDERAIL HAVING A  
LATCH

Atty. Docket No.: 8266-1263

Dear Sir:

|   |                 |
|---|-----------------|
| Certificate Under 37 C.F.R. 1.10  |                 |
| Express Mail Label No.:   | EV 322400082 US |
| Date of Deposit:  | March 26, 2004  |
| I hereby certify that this paper or fee is being deposited with the United States Postal Service' "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. |                 |
| D. Cwiklinski   |                 |
| Typed or Printed Name of Person Mailing Paper or Fee  |                 |
| <i>Stink-shi</i>  |                 |
| Signature of Person Mailing Paper or Fee  |                 |

This is a request for filing a ☒ continuation-in-part ☐ Divisional application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 10/657,696, filed September 8, 2003, which claims the benefit of U.S. Provisional Application Serial No. 60/408,698, filed September 6, 2002; U.S. Provisional Application Serial No. 60/409,748, filed September 11, 2002; U.S. Provisional Application Serial No. 60/489,171, filed July 22, 2003; and U.S. Provisional Application Serial No. 60/490,467, filed July 28, 2003. This application further claims the benefit of U.S. Provisional Application Serial No. 60/458,720, filed March 28, 2003.

The entire disclosures of the prior applications are considered a part of the disclosure of the accompanying continuation-in-part application and are hereby incorporated by reference.


- ☒ Enclosed is a continuation-in part patent application.
- ☒ Declaration and Power of Attorney:  
☒ is being filed with this application.  
☐ was filed in the prior application, and a copy is enclosed herewith.
- ☐ Small entity status: Applicant claims small entity status. See 37 C.F.R. 1.27.
- ☒ The filing fee has been calculated as shown below:

| CLAIMS AS FILED  |                     |        |                          |       |         |
|--|---------------------|--------|--------------------------|-------|---------|
|  | NUMBER<br>FILED     |        | NUMBER<br>EXTRA*         | RATE  | FEE     |
| BASIC FEE (37 C.F.R. 1.16(a))  |                     |        |                          | \$770 | \$770   |
| TOTAL CLAIMS (37 C.F.R. 1.16(c))   | 58                  | - 20 = | 38                       | \$18  | \$684   |
| INDEPENDENT CLAIMS (37 C.F.R. 1.16(b))   | 7                   | - 3 =  | 4                        | \$86  | \$344   |
| MULTIPLE DEPENDENT CLAIM PRESENT   | (37 C.F.R. 1.16(d)) |        |                          | \$290 |         |
| *NUMBER EXTRA MUST BE ZERO OR LARGER   |                     |        |                          | TOTAL | \$1,798 |
| If applicant has small entity status under 37 C.F.R 1.9 and 1.27, then divide total fee by 2, and enter amount here. |                     |        | SMALL<br>ENTITY<br>TOTAL | NO    | \$1,798 |

- ☒ A check in the amount of \$ 1798 is enclosed to cover the filing fee.

6. ☐ Request for \_\_\_\_\_ Month extension of time in Application No. \_\_\_\_\_  
filed \_\_\_\_\_ is enclosed herewith.
7. ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed to cover the extension of time.
8. ☐ A Preliminary Amendment is enclosed.
9. ☐ The original application was assigned from the inventors to \_\_\_\_\_
10. ☐ An assignment of the invention is enclosed herewith.
11. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the recordation fee for the  
assignment is enclosed.
12. ☐ Request For Non-Publication and Certification Under 35 U.S.C. 122(b)(2)(B)(1)
13. ☐ Recognize as associate attorneys:
14. ☒ Address all future communications to:  
Intellectual Property Group  
Bose McKinney & Evans LLP  
2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204  
Telephone: (317) 684-5000  
Facsimile: (317) 684-5173
15. ☐ An Information Disclosure Statement is enclosed.
16. ☐ A PTO Form 1449 is enclosed with copies of \_\_\_\_\_ cited references.
17. ☒ The Commissioner is hereby authorized to charge any additional filing fees under 37  
C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during  
prosecution of this application, or credit any overpayment, to Bose McKinney &  
Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is  
enclosed.

March 26, 2004  
Date

  
\_\_\_\_\_  
Attorney of Record  
Printed Name: Douglas A. Yerkeson  
Registration No.: 39,882  
Daytime Phone No.: (317) 684-5000

**BOSE McKINNEY & EVANS LLP**

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CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. 1.10

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Respectfully submitted,

BOSE McKINNEY & EVANS LLP



D. Cwiklinski

Enclosures  
(317) 684-5000